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In re Application of:
VAN DER HOOFDEN et al.
Serial No.: 08/675,665
Filed: July 3, 1996
For: CIRCUIT ARRANGEMENT

DECISION ON PETITION

This is a decision on the petition filed on October 29, 2002, and resubmitted April 1, 2004, and July 29, 2004¹, the latter via facsimile transmission, to withdraw the holding of abandonment of the above-identified application.

The petition is GRANTED to the extent indicated below.

This application was held abandoned for failing to timely take appropriate action after the decision rendered by the Board of Patent Appeals and Interferences on May 24, 2002. A Notice of Abandonment was mailed on September 3, 2002.

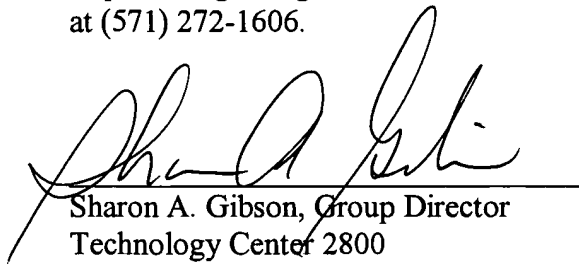
Petitioner states that a request for a Continued Prosecution Application (CPA) was filed on February 22, 2000. To support this assertion, petitioner has submitted a copy of the CPA bearing a Certificate of Express Mail dated February 22, 2000.

A review of the application file indicates the original request for the CPA is not of record and cannot be located. However, a review of the fee history for the application indicates that the fee for filing a CPA was received by the USPTO on February 22, 2000. In view of the above-stated evidence, it is hereby concluded that a CPA was received in the USPTO on February 22, 2000 but lost after receipt thereof. The copy of the request for CPA filed with the petition is hereby accepted in lieu of the originally filed request.

¹ A copy of a request for a Continued Prosecution Application along with an amendment was submitted on September 9, 2002, along with a copy of a postcard receipt with a receipt date of February 22, 2000 stamped thereon by the USPTO.

The application file is being forwarded to the technical support staff for processing the request for a CPA and for entry of the amendments filed on July 26, 1999 and July 31, 2002.

Inquiries regarding this decision should be directed to Hien H. Phan, Special Program Examiner, at (571) 272-1606.



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